

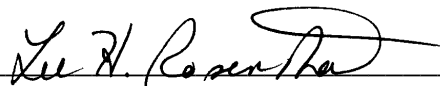
**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF TEXAS  
HOUSTON DIVISION**

BENNY’S FARM FRESH PRODUCE, INC.,	§	
	§	
Plaintiff,	§	
	§	
VS.	§	CIVIL ACTION NO. H-08-2669
	§	
VINE RIPE TEXAS, INC., <i>et al.</i> ,	§	
	§	
Defendants.	§	

**ORDER**

Consistent with the transfer order, (Docket Entry No. 63), Plaintiff Benny’s Farm Fresh, Inc.’s motion to compel, (Docket Entry No. 55), is denied without prejudice.

SIGNED on May 14, 2009, at Houston, Texas.



Lee H. Rosenthal  
United States District Judge